

IC 16-19-10

Chapter 10. State Health Data Center

IC 16-19-10-1**Center defined**

Sec. 1. As used in this chapter, "center" refers to the state health data center established by this chapter.

As added by P.L.2-1993, SEC.2.

IC 16-19-10-2**Health data defined**

Sec. 2. As used in this chapter, "health data" means information on the following:

- (1) A person's:
 - (A) health status;
 - (B) ethnicity; and
 - (C) gender.
- (2) The cost, availability, and use of health resources and services.

The term includes vital statistics and vital records as described in this title.

As added by P.L.2-1993, SEC.2. Amended by P.L.142-1995, SEC.8.

IC 16-19-10-3**Establishment**

Sec. 3. The state department shall establish the state health data center.

As added by P.L.2-1993, SEC.2.

IC 16-19-10-4**Duties**

Sec. 4. The center shall do the following:

- (1) Collect and process health data.
- (2) Maintain statistics concerning gender and ethnicity and provide the information to the state department of health annually.
- (3) Improve the quality, timeliness, and comparability of health statistics.
- (4) Analyze and disseminate information about the health status of Indiana residents.
- (5) Provide access to health data to persons who are permitted to obtain the data under this chapter.
- (6) Support the goals and objectives of the Cooperative Health Statistics System established by the federal National Center for Health Statistics.

As added by P.L.2-1993, SEC.2. Amended by P.L.142-1995, SEC.9.

IC 16-19-10-5**Rules**

Sec. 5. (a) Except as provided in subsection (b), the state

department shall adopt rules under IC 4-22-2 to carry out this chapter.

(b) The state department may not adopt a rule that restricts a person's access to health data unless the right to inspect and copy that health data is specifically restricted by statute.

As added by P.L.2-1993, SEC.2.

IC 16-19-10-6

State department surveys; confidentiality

Sec. 6. (a) The state department may conduct surveys:

- (1) concerning the health status of Indiana residents; and
- (2) evaluating the effectiveness of the state department's programs.

(b) Information contained in a survey described in subsection (a) that identifies or could be used to determine the identity of a person responding to the survey is confidential. All other information contained in the survey is not confidential and is available for inspection and copying under IC 5-14-3.

(c) For purposes of this section, "survey" does not include data or information that is generated, collected, or transferred under IC 16-21-6-7 or IC 16-39-5-3.

As added by P.L.261-2003, SEC.14.

IC 16-19-10-7

Medical or epidemiological information; form of disclosure; consent

Sec. 7. (a) This section does not apply to medical or epidemiological information protected from disclosure under IC 16-41-8-1 or data or information that is confidential under IC 16-21-6-7 or IC 16-39-5-3.

(b) Except as provided in subsection (c), medical or epidemiological information:

- (1) collected from or volunteered by a person; and
- (2) that results in or from:
 - (A) a public health surveillance;
 - (B) a public health investigation; or
 - (C) an epidemiological investigation or study;

may be released only in a form that protects the identity of a person whose medical or epidemiological information was obtained.

(c) Medical or epidemiological information described in subsection (b) may be released in a form that does not protect the identity of a person whose medical or epidemiological information was obtained if:

- (1) the person consents in writing to the release of the person's medical or epidemiological information; or
- (2) the investigation or study results in an administrative or a judicial proceeding and release of the medical or epidemiological information is ordered by the administrative law judge or the court.

As added by P.L.261-2003, SEC.15.

IC 16-19-10-8

Counterterrorism symptom and health syndrome data collection

Sec. 8. (a) The state department shall support the goals and objectives of the state's counterterrorism programs by collecting data related to:

- (1) symptoms; and
- (2) health syndromes;

from outbreaks or suspected outbreaks of diseases or other health conditions that may be a danger to public health.

(b) A health care provider or other entity that collects data described in subsection (a) shall report to the state department in accordance with rules adopted under section 5 of this chapter.

(c) The state department shall establish reporting, monitoring, and prevention procedures for data collected under this section.

(d) Data:

- (1) collected under subsection (a); or
- (2) reported under subsection (b);

from which the identity of an individual may be ascertained are confidential.

As added by P.L.8-2004, SEC.1.